

## UNITED STATES GOVERNMENT NATIONAL LABOR RELATIONS BOARD Region 20

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## Via Facsimile Only

February 11, 2010

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Re: Sutter Solano Medical Center Case 20-RC-18215

Gentlepersons:

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On February 2, 2009, National Union of Healthcare Workers (NUHW) filed the above-referenced Petition asserting that a substantial number of the employees employed by Sutter Solano Medical Center (Employer) wanted it to represent them, and seeking an election to certify it as their collective-bargaining representative.

There is pending in Region 20 an unfair labor practice charge (20-CA-34727) filed against the Employer by NUHW. I have submitted this charge to Division of Advice to seek answers to the following questions:

(1) whether the Employer violated Sections 8(a)(1) and (2) of the Act by prohibiting NUHW from posting its materials on the various bulletin boards in its hospital, while allowing SEIU

United Healthcare Workers-West (SEIU), the incumbent union, to continue its past practice of posting its materials throughout the hospital; and,

(2) whether the Employer violated the Act by prohibiting NUHW from leaving its materials in employee break rooms, while allowing SEIU to do so.

I have decided that until resolved or new developments compel a different conclusion, this charge will block further processing of the instant Petition. Pursuant to Section 102.71(b) and (c) of the Board's Rules and Regulations, any party to the Petition may request review of my decision to place it in abeyance. To be timely, the party must file such a request with the Board in Washington, DC within 14 days, i.e. by February 25, 2010.

Very truly yours,

/s/ Joseph P. Norelli

Joseph P. Norelli Regional Director